IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 15418 of 1998

Dated: 05.04.2007

Between:
1.Harijana Lingappa, S/o Thimmappa, 39 years
and 5 others

..... PETITIONERS

AND

1.Government of Andhra Pradesh represented
by its Secretary, Revenue, Secretariat, Hyderabad
and 3 others … RESPONDENTS

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO. 15418 of 1998

ORDER:

This writ petition is filed seeking a Writ of Mandamus declaring the action of the respondents in proposing to lay road on the lands of the petitioners in Sy.Nos.808/2, 894/1, 894/2, 893/1, 893/2 and 895/2 admeasuring Ac.4.86 cents, Ac. 5.08 cents, Ac.5.04 cents, Ac.5.08 cents, Ac.5.12 cents and Ac.4.88 cents respectively situated in Molakaledu village, Settur Mandal, Anantapur District, without acquiring the same under the provisions of the Land Acquisition Act, as illegal and arbitrary and consequently direct the respondents not to lay road on the lands in question.

While admitting this writ petition, this Court, on 09.06.1998, granted interim order in WPMP No.18425 of 1998 directing the respondents not to lay road on the lands of the petitioners except in accordance with law, pending further orders.

The respondents though served did not choose to file any counter-affidavit.

Heard.

Having regard to the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to lay road over the lands of the petitioners without following due process of law. No costs.

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(GOPALA KRISHNA TAMADA, J)

05-04-2007
Gsn.